

**COOKEVILLE CITY COUNCIL
REGULAR MEETING
DECEMBER 18, 2003
6:00 P.M.**

The Council of the City of Cookeville met in regular session on Thursday, December 18, 2003, at 6:00 p.m., in the Municipal Building, 45 East Broad Street. Invocation was given by Mayor Womack. Pledge of Allegiance was led by Mayor Womack. Mayor Womack then called the meeting to order and asked the Clerk to call the roll. Present and answering roll call were:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

Also present: Jim Shipley, City Manager; Cathy McClain, City Clerk; and Mike O'Mara, City Attorney.

**CONSIDER APPROVAL OF
AGENDA AS PRESENTED**

Councilman Sallee made a motion, seconded by Councilman Shelton, to amend the agenda by removing item #11 – consider authorizing the City Manager to execute a lease agreement with the Public Building Authority of the Town Centre. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**RECOGNIZE VOLUNTEER OF
THE MONTH**

P R O C L A M A T I O N

Whereas: PGA Professional and owner of Ironwood Golf Course, Bobby Nichols, is being honored as December's "Volunteer of the Month"; and

Whereas: Bobby has always believed in his community and takes pride in giving back to the citizens of this area in any way he can; and

Whereas: Mr. Nichols has been the coach of both the men's and women's golf teams at Tennessee Tech University for the past 29 years and provides his golf course that the teams call home every year since the program began; and

Whereas: Bobby is a firm believer and supporter of junior golf in the middle Tennessee area and has provided many youngsters the opportunity to learn the game of golf whether or not he or she could afford it, and he has sponsored the free Putnam County Junior Championship annual golf tournament for the past 30 years; and

Whereas: Bobby Nichols, a positive role model for area young people, has contributed countless rounds of free golf to benefit various charities and to raise money for those in need.

Now, therefore, I, Dr. Charles Womack, Mayor of the City of Cookeville, do hereby proclaim a sense of profound appreciation to Bobby Nichols for your commitment to this community and commend you as Cookeville's Volunteer of the Month.

This 18th day of December, 2003.



Mayor Charles T. Womack, MD

**COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003**

**PRESENTATION OF EMPLOYEE
SERVICE PINS**

The following employees received service pins:

Electric Dept. – Regina Walker (10 yrs.), Jerry Tayes (30), Junior Stamps (20), Brian Profitt (5), Craig Bussell (10), Scottie Roberts (25), Dennis Skimmyhorn (15) & Jennifer McDaniel (15). **Fire Dept.** – Bruce Womack (20), Roger Fuqua (25), Hal Cook (10), Rick Bohannon (25) & Gary Goolsby (25). **General Dept.** – Tammie Williams (5), Sharon Phillips (5), Jim Shipley (20), Larry Clark (30), Cathy McClain (25) & Richard Ramsey (15). **Leisure Services** – Keith Gentry (5), John Chambers (5), David Adams (10), Ralph Chaffin (20), Steve Loftis (5), Mary Daniels (5), Earl Robbins (20), Mildred Garrett (20), Larry Slaboda (5) & Steve Tucker (5). **Planning & Codes Dept.** – Alan Lacy (15) & James Mills (5). **Police Dept.** – Doyle McClain (30), J.T. Bennett (35), Jerry Glover (35), Mike Smith (10), Roy Cravens (25), Ken Clement (15), Wilma Wheeler (10), Paul Roberts (5), Jeremy Grimm (5), Scott Winfree (10), Darrin Stout (5), Greg Young (5), Mitch Harrington (15), Randy Evans (20), Bill Boman (25), Bruce Lamb (25), Lewis Gooding (30) & Jackie Raines (35). **Public Works Dept.** – Greg Brown (5), Steve Steinsinder (5), Junior Phipps (15) & Jack Daniel (15). **Water Dept.** – Rodger Phillips (25), Gary Burgess (20), Lee Ragland (30) & Mike Phy (5).

OLD BUSINESS:

**CONSIDER APPROVAL OF MINUTES
OF COUNCIL MEETING HELD ON
DECEMBER 4, 2003**

Councilman Shelton made a motion to dispense with the reading of the minutes and approve said minutes as submitted. The motion was seconded by Councilman Sallee. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND FINAL
READING ORDINANCE #003-10-19,
AMENDING TITLE 7 OF THE
COOKEVILLE MUNICIPAL CODE,
PERTAINING TO FIRE
PROTECTION/FIREWORKS**

Councilman Sallee made a motion, seconded by Vice-Mayor Qualls, to approve on second and final reading Ordinance #003-10-19. Upon call for a vote, the following voted aye:

Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

NAY: Mayor Charles Womack

The City Clerk announced that the motion carried.

**COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003**

**CONSIDER ON SECOND AND FINAL
READING ORDINANCE #003-11-22,
CLOSURE AND ABANDONMENT
OF APPROXIMATELY 100' OF
THE ALLEY NORTH OF WEST
4TH STREET BETWEEN NORTH
WILLOW & NORTH WHITNEY
AVENUES**

Councilman Davis made a motion, seconded by Councilman Sallee, to approve on second and final reading Ordinance #003-11-22. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

**CONSIDER ON SECOND AND FINAL
READING ORDINANCE #003-11-23,
REZONING PROPERTY ON BILL
SMITH ROAD (TAX MAP #65,
PARCEL 46) FROM RS-10 (SINGLE-
FAMILY RESIDENTIAL) TO RS-5
(SINGLE-FAMILY RESIDENTIAL)**

Vice-Mayor Qualls made a motion, seconded by Councilman Davis, to approve on second and final reading Ordinance #003-11-23. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

NEW BUSINESS:

**HOLD A PUBLIC HEARING ON
THE ANNUAL PROGRESS
REPORT ON THE PLANS OF
SERVICES FOR THE OLD
SPARTA ROAD/HORACE
LEWIS ROAD & OLD BRIDGE
ROAD/FALLING WATER
RIVER ANNEXATION AREAS**

COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003

NOTICE OF PUBLIC HEARING
CITY OF COOKEVILLE
ANNUAL PROGRESS REPORTS
PLANS OF SERVICES FOR ANNEXATION AREAS

Notice is hereby given that the Cookeville City Council will hold a Public Hearing at its meeting on Thursday, December 18, 2003 at 6:00 p.m. in the Council Room at City Hall. The purpose of this Hearing is to present Annual Progress Reports on the status of extending services to the Old Sparta Road-Horace Lewis Road and the Old Bridge Road-Falling Water River Annexation Areas as specified in the respective Plans of Services. All interested citizens are invited to attend this Hearing. The Progress Reports for the two annexation areas are as follows:

ANNUAL PROGRESS REPORTS
PLANS OF SERVICES
OLD SPARTA ROAD/HORACE LEWIS ROAD AND OLD BRIDGE ROAD/FALLING WATER RIVER
ANNEXATION AREAS

The Cookeville City Council, through Resolutions R00-02-06 and R00-03-10, adopted Plans of Services for the annexation of certain territories identified as the Old Sparta Road-Horace Lewis Road and the Old Bridge Road-Falling Water River Annexation Areas. The annexations of these areas became effective on June 15, 2000. *Tennessee Code Annotated*, Section 6-51-108 requires that reports be prepared and published on the progress of extending the services to the annexation areas as specified in the Plans of Services. According to the Directors of the applicable City Departments, the following progress has been made toward extending the services specified in the Plans of Services for the Old Sparta Road-Horace Lewis Road and the Old Bridge Road-Falling Water River Annexation Areas:

Police and Fire Protection

Police and fire protection are provided to the annexation areas as specified in the Plans of Services.

Water

Those property owners already provided water service by the City of Cookeville have had their rates reduced to the city rate. The Department of Water Quality Control has installed 17 fire hydrants and approximately 8,000 feet of 6-inch water lines in the annexation areas. The Plans of Services for both areas specify that water service will be provided at city rates within five years after the effective date of annexation.

Sanitary Sewer

Sanitary sewer service has not yet been extended to the areas. The Plan of Services for the Old Sparta Road-Horace Lewis Road Area specifies that sanitary sewer service is not anticipated until approximately 15 years after the effective date of annexation. The Plan of Services for the Old Bridge Road-Falling Water River Area specifies that sanitary sewer service will be provided based on the same criteria, standards and policies used to determine the expansion of sanitary sewer service in the unserved portions of the present corporate limits.

Solid Waste Collection and Disposal

Solid waste collection and disposal is provided to the annexation areas as specified in the Plans of Services.

Streets

Street maintenance is provided to the annexation areas as specified in the Plans of Services.

Planning and Zoning and Inspection Services

Planning and zoning and inspection services are provided to the annexation areas as specified.

Electrical Service and Street Lighting

The Cookeville Electric Department has obtained the portion of the annexation areas served by the Caney Fork Electric Membership Cooperative. The city is pursuing legal measures to obtain the service area from the Upper Cumberland Electric Membership Cooperative. Streetlights have been installed in both annexation areas. The Plans of Services for both areas specify that electric service at city rates and street lighting will be provided within three years after the city acquires the service areas.

Recreational Facilities

The residents of the annexation areas are able to use all municipal recreational facilities as specified.

Natural Gas

Natural gas service is provided by the City of Cookeville to both areas at city rates as specified in the respective Plans of Services.

Street Name Signs

Street name signs have been provided to the annexation areas.

James Mills
Planning Director

CONSIDER APPOINTMENT TO
THE BOARD OF ZONING
APPEALS

MEMORANDUM

TO: CITY COUNCIL MEMBERS
FROM: JAMES MILLS, PLANNING DIRECTOR
DATE: DECEMBER 12, 2003
SUBJECT: BOARD OF ZONING APPEALS MEMBERSHIP

The current term of Jane Flatt as a member of the Board of Zoning Appeals will expire on January 1, 2004. Members of the Board of Zoning Appeals serve three-year terms and are appointed by the Council.

Ms. Flatt has been contacted and has agreed to continue to serve if reappointed by the City Council. The Planning Department recommends for her reappointment.

If you have any questions or need further information please contact me at your convenience.

Councilman Davis made a motion to reappoint Ms. Jane Flatt to the Board of Zoning Appeals. There being no further nominations, Mayor Womack moved to approve by acclamation. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003

SET A DATE FOR A PUBLIC
HEARING ON ORDINANCE
#O03-12-26, ANNEXATION
OF APPROXIMATELY
SIXTY-SIX (66) ACRES OFF
OF BROWNS MILL ROAD/
SALEM ROAD, AND
RESOLUTION #R03-12-25,
ADOPTING PLAN OF
SERVICES FOR SAME

Mayor Womack set the date for January 15, 2004, at 6:00 p.m.

CONSIDER AWARDED BID FOR
ROOF REPLACEMENT – WATER
TREATMENT PLANT

CITY OF COOKEVILLE
DEPARTMENT OF WATER QUALITY CONTROL
ROOF REPLACEMENT - WATER TREATMENT PLANT

DATE OF BID OPENING
BIDS OPENED BY
BIDS WITNESS BY

16-Dec-03
PATRICK RINKS
BARRY TURNER

TIME: 2:00 P.M.

| BIDDERS | BASE BID | EPDM-MFG | 4" ROOF DRAINS | 4" PVC RAINWATER LEADER | |
|------------------------------------|--------------|--------------------|----------------|-------------------------|--|
| AMERICAN ROOF & SHEET METAL, INC. | \$89,945.00 | FIRESTONE | \$675.00 | \$12.00 | |
| COOKEVILLE SHEET METAL WORKS, INC. | \$77,333.00 | CARLISLE/FIRESTONE | \$825.00 | \$22.00 | |
| DIXIE ROOFING, INC. | DID NOT BID | | | | |
| DONELSON ROOFING | DID NOT BID | | | | |
| PORTER ROOFING CONTRACTORS | \$106,105.00 | FIRESTONE | \$475.00 | \$16.50 | |
| SOUTHERN ROOFING CO OF TN | \$83,404.00 | CARLISLE/FIRESTONE | \$2,000.00 | \$12.00 | |
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WE, THE UNDERSIGNED, DO HEREBY RECOMMEND THE BID FROM COOKEVILLE SHEET METAL WORKS, INC.
BE AWARDED FOR THE FOLLOWING REASON: LOW BID MEETING SPECIFICATIONS

RECOMMENDED:
DEPARTMENT HEAD

APPROVAL:
CITY MANAGER

BUDGET AVAILABILITY:
FINANCE DIRECTOR

Councilman Sallee made a motion, seconded by Councilman Davis, to award the roof replacement bid as recommended. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

CONSIDER AWARDED BIDS FOR
TRANSFORMERS - ELECTRIC
DEPARTMENT

COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

BID NOTICE # 03112401

DATE OF BID OPENING: 12/2/2003
BIDS OPENED BY: Glenn Greenwood
BIDS WITNESSED BY: Brian Bohannon
DEPARTMENT: Electric

TIME: 1:00 PM CST

| BIDDERS | 15 KVA CSP Transformer | 24 | evaluated cost | 75 KVA PAD Transformer | 2 | evaluated cost | | |
|----------------------------------|------------------------|-----------|----------------|------------------------|-------------|----------------|--|--|
| QTY | | | | | | | | |
| | \$392.00 | | | \$3,096.00 | | | | |
| Power Supply | \$ 9,360.00 | \$ 697.03 | | \$ 6,192.00 | \$ 4,971.26 | | | |
| | \$390.50 | | | \$3,555.00 | | | | |
| Tennessee Valley Electric Supply | \$ 9,372.00 | \$ 734.37 | | \$ 7,110.00 | \$ 5,507.24 | | | |
| | \$388.10 | | | \$3,069.12 | | | | |
| Stuart Irby | \$ 9,314.40 | \$ 692.54 | | \$ 6,138.24 | \$ 4,940.46 | | | |
| | \$443.00 | | | \$3,610.00 | | | | |
| Wesco | \$ 10,632.00 | \$ 795.43 | | \$ 7,220.00 | \$ 5,640.22 | | | |
| | \$439.00 | | | \$3,376.00 | | | | |
| Hughes Supply (Central Maloney) | \$ 10,536.00 | \$ 666.79 | | \$ 6,752.00 | \$ 5,365.66 | | | |
| | | | | \$5,688.00 | | | | |
| Hughes Supply (Pauwels) | NB | NB | | \$ 11,972.00 | \$ 8,437.23 | | | |
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WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Stuart Irby

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.

RECOMMENDED: DEPT. HEAD

APPROVAL: CITY MANAGER

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

BID NOTICE # 03111701

DATE OF BID OPENING: 12/2/2003
BIDS OPENED BY: Glenn Greenwood
BIDS WITNESSED BY: Ed Greenwell
DEPARTMENT: Electric

TIME: 2:00 PM CST

| BIDDERS | 1500 KVA Pad Transformer | 1 | evaluated cost | 2000 KVA Pad Transformer | 1 | evaluated cost | 2500 KVA Pad Transformer | 1 | evaluated cost |
|----------------------------|--------------------------|--------------|----------------|--------------------------|--------------|----------------|--------------------------|--------------|----------------|
| QTY | | | | | | | | | |
| Stuart Irby | \$15,743.00 | | | \$ 23,343.00 | | | \$ 25,622.00 | | |
| | \$ 15,743.00 | \$ 42,691.00 | | \$ 23,343.00 | \$ 52,628.00 | | \$ 25,622.00 | \$ 64,094.00 | |
| Hughes Supply | \$16,419.00 | | | \$ 19,168.00 | | | \$ 21,739.00 | | |
| | \$ 16,419.00 | \$ 38,229.00 | | \$ 19,168.00 | \$ 49,587.00 | | \$ 21,739.00 | \$ 59,990.00 | |
| Wesco | \$12,390.00 | | | \$ 20,755.00 | | | \$ 22,286.00 | | |
| | \$ 12,390.00 | \$ 39,500.00 | | \$ 20,755.00 | \$ 56,452.00 | | \$ 22,286.00 | \$ 73,402.00 | |
| Power Supply | \$15,962.00 | | | \$ 23,684.00 | | | \$ 25,998.00 | | |
| | \$ 15,962.00 | \$ 42,942.00 | | \$ 23,684.00 | \$ 53,021.00 | | \$ 25,998.00 | \$ 64,525.00 | |
| Utilicor (G.E.) | \$ 12,796.00 | | | NB | NB | | NB | NB | |
| | \$ 12,796.00 | \$ 41,352.00 | | | | | | | |
| Utilicor (Carte) | \$16,625.00 | | | \$ 18,324.00 | | | \$ 20,458.00 | | |
| | \$ 16,625.00 | \$ 44,107.00 | | \$ 18,324.00 | \$ 53,258.00 | | \$ 20,458.00 | \$ 62,904.00 | |
| Tennessee Valley (Pauwels) | \$16,560.00 | | | \$ 19,312.00 | | | \$ 21,950.00 | | |
| | \$ 16,560.00 | \$ 38,391.00 | | \$ 19,312.00 | \$ 49,752.00 | | \$ 21,950.00 | \$ 60,232.00 | |
| Tennessee Valley (Cooper) | \$15,423.00 | | | \$ 18,300.00 | | | \$ 20,966.00 | | |
| | \$ 15,423.00 | \$ 39,558.00 | | \$ 18,300.00 | \$ 48,082.00 | | \$ 20,966.00 | \$ 55,403.00 | |
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WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Hughes Supply

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting all specifications.

RECOMMENDED: DEPT. HEAD

APPROVAL: CITY MANAGER

CITY OF COOKEVILLE
BID TABULATION SCHEDULE

BID NOTICE # 03110701

DATE OF BID OPENING: 11/25/2003
BIDS OPENED BY: Glenn Greenwood
BIDS WITNESSED BY: Brian Bohannon
DEPARTMENT: Electric

TIME: 10:00 AM CST

| BIDDERS | 25 KVA CSP Transformer | 32 | evaluated cost | 25 KVA CON Transformer | 3 | evaluated cost | 300 KVA PAD Transformer | 2 | evaluated cost |
|----------------------------------|------------------------|-------------|----------------|------------------------|-------------|----------------|-------------------------|--------------|----------------|
| QTY | | | | | | | | | |
| Hughes Supply (Central Maloney) | \$562.00 | | | \$588.00 | | | \$5,490.00 | | |
| | \$ 17,994.00 | \$ 1,077.13 | | \$ 1,764.00 | \$ 1,065.60 | | \$ 10,960.00 | \$ 11,625.31 | |
| Hughes Supply (Pauwels) | NB | NB | | NB | NB | | \$5,212.00 | | |
| | \$529.70 | | | \$524.90 | | | \$ 10,424.00 | \$ 11,042.57 | |
| Tennessee Valley Electric Supply | \$ 16,950.40 | \$ 1,051.44 | | \$ 1,574.70 | \$ 1,037.29 | | \$ 10,400.00 | \$ 10,960.21 | |
| | \$528.00 | | | \$540.00 | | | \$5,083.00 | | |
| Wesco | \$ 16,896.00 | \$ 1,032.18 | | \$ 1,620.00 | \$ 1,095.04 | | \$ 10,166.00 | \$ 11,518.20 | |
| | \$499.20 | | | \$512.05 | | | \$4,975.22 | | |
| Stuart Irby | \$ 15,974.40 | \$ 1,026.64 | | \$ 1,536.15 | \$ 1,043.35 | | \$ 9,950.44 | \$ 11,469.87 | |
| | \$489.00 | | | \$488.00 | | | \$5,100.00 | | |
| Deco Supply | \$ 15,648.00 | \$ 1,022.71 | | \$ 1,464.00 | \$ 1,035.89 | | \$ 10,200.00 | \$ 10,913.79 | |
| | \$504.00 | | | \$517.00 | | | \$5,067.00 | | |
| Power Supply | \$ 16,126.00 | \$ 1,032.16 | | \$ 1,551.00 | \$ 1,049.04 | | \$ 10,134.00 | \$ 11,575.40 | |
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WE, THE UNDERSIGNED DO HEREBY RECOMMEND THE BID FROM Deco Supply

BE AWARDED FOR THE FOLLOWING REASON: low evaluated bid meeting specs.

RECOMMENDED: DEPT. HEAD

APPROVAL: CITY MANAGER

**COOKEVILLE CITY COUNCIL
MINUTES
DECEMBER 18, 2003**

Councilman Shelton made a motion, seconded by Councilman Sallee, to award the transformer bids as recommended. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

HEARING OF CITIZENS AND/OR DELEGATIONS:

No one spoke at this time.

There being no further business to discuss, Councilman Davis made a motion, seconded by Councilman Shelton, to adjourn the meeting at 6:24 p.m. Upon call for a vote, the following voted aye:

Mayor Charles Womack
Vice-Mayor Steve Qualls
Councilman Jean Davis
Councilman Sam Sallee
Councilman Ricky Shelton

The City Clerk announced that the motion carried.

Charles Womack, Mayor

ATTEST:

Cathy McClain, City Clerk